



## HUENEME SCHOOL DISTRICT

205 North Ventura Road

(805) 488-3588

Port Hueneme, California 93041-3065

Source:  
USCG Docket

December 17, 2004

Date:

12/17/04

California State Lands Commission  
100 Howe Avenue, Suite 100-South  
Sacramento, CA 95825

**RE: DOCKET NUMBER 16877**

To Whom It May Concern:

It has recently come to my attention that the Center Road Pipeline Alternative 1 of the proposed Cabrillo Port LNG Deepwater Port plans call for running a 36-inch high pressure gas pipeline within less than one half mile of two schools in the Hueneme School District.

L008-1

The Hueneme School District received no notice that the proposed pipeline would be so close to some of our schools. I have been informed that a pipeline of this magnitude may present some safety issues for our schools. I have also been informed that the project may be approved next week. I am requesting an extension of the public comment period in order to study these safety concerns. I am also requesting that you require the developer of the pipeline to conduct an environmental study that would be required of a school district by the State of California if the school district wanted to construct a school near this pipeline. We need to know if the state would approve a school site as close as ours are to the proposed pipeline before we can make a determination if we would support the project or not.

L008-2

L008-3

Thank you for considering these requests.

Sincerely,

Jerry Dannenberg, Ed.D

L008-1

Section 4.13.1 contains information on sensitive land uses in proximity to proposed and alternative pipeline routes, such as schools. There are no schools in the immediate vicinity of either of the proposed pipeline routes. Section 4.2.8 describes regulations regarding pipelines, including the requirement to establish public education programs to prevent and respond to pipeline emergencies. Section 4.2.8.4 contains information on the estimated risk of Project pipeline incidents. Section 4.16.1.2 describes emergency planning and response capabilities in the Project area.

The proposed pipelines within Oxnard city limits would meet standards that are more stringent than those of existing pipelines because they would meet the minimum design criteria for a U.S. Department of Transportation (USDOT) Class 3 location. Also, MM PS-4c includes the installation of additional mainline valves equipped with either remote valve controls or automatic line break controls. SoCalGas operates high-pressure natural gas pipelines throughout Southern California.

L008-2

The distribution list for the document is provided in Appendix A. Hueneme School District has been added to the list.

All deepwater port applications fall under the authority of the Deepwater Port Act, which requires that a decision on the application be made within 330 days of the publication of the Notice of Application in the Federal Register. The Notice of Application for the Cabrillo Port Project was published in the Federal Register on January 27, 2004. Although the comment period (53 days) could not be extended at that time, a Revised Draft EIR was recirculated in March 2006 under the CEQA for an additional public review period of 60 days. Section 1.4.1 contains additional information on this topic.

Section 1.5 contains information on opportunities for public comment. After the MARAD final license hearing, the public will have 45 days to comment on the Final EIS/EIR and the license application. The Federal and State agencies will have an additional 45 days to provide comments to the MARAD Administrator. The Administrator must issue the Record of Decision within 90 days after the final license hearing. The CSLC will hold one or more hearings to certify the EIR and make the decision whether to grant a lease. The California Coastal Commission will also hold a hearing. Comments received will be evaluated before any final decision is made regarding the proposed Project.

L008-3

See the response to Comment L008-1. Section 4.13.1.3 contains information on standards that school districts must meet to qualify for State school bond funds for the acquisition of a new school site and construction of a new school facility.



Los Angeles County  
Department of Regional Planning

*Planning for the Challenges Ahead*



James E. Hartl, AICP  
Director of Planning

December 7, 2004

TO: Each Supervisor  
FROM: James E. Hartl, AICP  
Director of Planning

**APRIL 27, 2004 BOARD MOTION BY SUPERVISOR YAROSLAVSKY  
REVIEW CABRILLO PORT LIQUEFIED NATURAL GAS FACILITY EIS/EIR**

On April 27, 2004, your Honorable Board passed a motion initiated by Supervisor Yaroslavsky directing the Department of Regional Planning to review the EIS/EIR for the proposed Cabrillo Port Liquefied Natural Gas Deepwater Facility and recommend an appropriate County position or suggest project alternatives or mitigation measures that would serve to protect the Santa Monica Bay from negative project impacts.

The DEIS/DEIR for the Cabrillo Port project was released for public review and comment on October 29, 2004. The proposed project has three basic components of new development in addition to the use of some existing facilities and infrastructure. These components are the main offshore floating storage and regasification unit to be moored in Federal waters about 14 miles off shore of Ventura County; two 24-inch diameter natural gas pipelines laid on the ocean floor for about 21 miles from the floating facility and reaching shore at Ormond Beach near Oxnard, Ventura County; and a 36-inch and 30-inch onshore natural gas pipelines laid primarily in existing road right-of-ways or utility easements, the former within Oxnard and unincorporated Ventura County from the existing Reliant Energy Ormond Beach Generating Station to the Center Road Valve Station (about 14 miles long), and the latter within the City of Santa Clarita from the Quigley Valve Station to the Honor Ranch Storage Facility (about 8 miles long). The offshore floating storage and regasification unit would be almost 1,000 feet long and 210 feet wide and be capable of storing up to 72 million gallons of liquefied natural gas (LNG). There is no new construction proposed within unincorporated Los Angeles County. Natural gas distribution will utilize the existing Southern California Gas Company interstate pipeline system except as noted above.

The environmental analysis of the DEIS/DEIR is thorough and examines a wide spectrum of environmental factors. The Public Safety analysis and risk assessment is quite extensive and concludes that a worst-case impact resulting from an accident or terrorist attack would affect an area 1.5 miles in diameter from the floating port facility. Santa Monica Bay is about 15 miles from the proposed project site. There should be no direct impacts to Santa Monica Bay. The proposed mitigation measures and compliance with the suite of regulations greatly reduce the intensity of impacts, however, public safety impacts remain significant primarily as a result of the flammable nature of the natural gas.

L010-1

Your statement is included in the public record and will be taken into account by decision-makers when they consider the proposed Project.

## Cabrillo Port EIS/EIR

December 7, 2004

Page 2

The LNG facility should not be visible from Los Angeles County beaches although the floating port might be seen from limited locations of the Santa Monica Mountains hiking trails where the facility would be perceived as a passing ship well in the distance. There would be no impacts to onshore recreational uses within Los Angeles County although impacts to offshore recreational uses such as fishing or boating is considered significant as a consequence of a proposed broad safety buffer to surround the LNG facility.

The project design, including the use of existing facilities and infrastructure has minor impacts to biological resources, which are confined within Los Angeles County to the City of Santa Clarita where a new 20-inch natural gas pipeline will be constructed within existing pipeline right of way. Crossings of the Santa Clara River and San Francisquito Creek will be suspended from an existing bridge right-of-way.

Because natural gas is a dependable and relatively clean energy source, the proposed project appears to be beneficial to southern California. In spite of the significant impacts, the project design and incorporated mitigation measures, regulation compliance and other safeguards appear to be an environmentally reasonable proposal that your honorable Board could either support or take no formal position. The DRP can find no compelling reasons why the County should oppose the project.

This report provides DRP's analysis of the DEIR/DEIR. If you have any questions, please call me or have your staff contact Daryl Koutnik of the Impact Analysis Section at (213) 974-6461.

JEH:dlk

cc: Chief Administrative Office  
County Counsel (Richard Weiss)  
Executive Office

SYN. NO. \_\_\_\_\_

AGN. NO. \_\_\_\_\_

MOTION BY SUPERVISOR ZEV YAROSLAVSKY

April 27, 2004

**Amended Agenda Item #8**

The Coast Guard and the Maritime Administration of the U.S. Department of Transportation have announced their intent to prepare a joint environmental impact statement/environmental impact report in connection with BHP Billiton's application to construct the Cabrillo Liquefied Natural Gas Deepwater Port. This off-shore floating port, to be sited approximately 19 miles off the coast of Point Dume in Malibu, would be used to off-load liquefied natural gas (LNG) from shipping tankers to an underwater pipeline.

The Santa Monica Bay is perhaps the most defining physical feature of Los Angeles County; it contributes untold amounts to our area's economy and provides recreational opportunities for millions of our residents each year. The BHP Billiton proposal may potentially impact the scenic, biological and recreational values of the North Santa Monica Bay, and poses potential public safety concerns. It is in our clear interest to ensure the Bay is protected from any negative impacts resulting from this project, and to prevent the proliferation of similar off-shore facilities.

**MOTION**

MOLINA \_\_\_\_\_

BURKE \_\_\_\_\_

YAROSLAVSKY \_\_\_\_\_

ANTONOVICH \_\_\_\_\_

KNABE \_\_\_\_\_

**I, THEREFORE, MOVE** that the Board of Supervisors direct the Department of Regional Planning to review the EIS/EIR for the proposed Cabrillo Liquefied Natural Gas Deepwater Port, recommend an appropriate County position on the project, or suggest project alternatives or mitigation measures which would serve to protect the Santa Monica Bay and area residents from negative project impacts should any be identified.

LS 1: LNG Port, Amend



Source:  
USCG Docket

Date:

12/17/04

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Associate Superintendent

CYNTHIA HANSEN  
Director of Fiscal Services



California State Lands Commission  
100 Howe Avenue, Suite 100-South  
Sacramento, California 95825

December 17, 2004

Dear Mr. Oggins,

I am writing in response to the proposed Cabrillo Port LNG Deepwater Port draft EIS/EIR. As Superintendent of the Ocean View School District, I am respectfully requesting a 60-day delay of the EIR in order to allow for further study of the potential impact of the proposed project to the school sites located along the proposed and alternate routes of the Center Road Pipeline as indicated on Figure 3.4-1 of the EIR.

L007-1

The Ocean View School District boundaries encompass a significant area along Hueneme Road and Pleasant Valley Road. There are three (3) existing schools within this corridor as well as a District Office for school administration, one (1) large preschool and a medical clinic. In addition to these three existing schools, two (2) additional schools are to be built in the Olds Road and Hueneme Road area. It is my understanding that due to the close proximity of the pipelines along the proposed and alternate routes to the existing and proposed school sites, a Pipeline Risk Analysis Study addressing specific requirements and standards of safety must occur.

L007-2

To date, the Ocean View School District has not received any formal notification regarding the EIR or subsequent hearings. Therefore, I am requesting that the school district be added to your list of agencies and landowners receiving information regarding this project.

L007-3

Thank you for your consideration to these comments. I look forward to receiving a response from you or your agency.

Sincerely,

*Nancy J. Carroll*  
Nancy J. Carroll, Ph.D.  
Superintendent

L007-1

All deepwater port applications fall under the authority of the Deepwater Port Act, which requires that a decision on the application be made within 330 days of the publication of the Notice of Application in the Federal Register. The Notice of Application for the Cabrillo Port Project was published in the Federal Register on January 27, 2004. Although the comment period (53 days) could not be extended at that time, a Revised Draft EIR was recirculated in March 2006 under the CEQA for an additional public review period of 60 days. Section 1.4.1 contains additional information on this topic.

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L007-2

Section 4.13.1 contains information on sensitive land uses in proximity to proposed and alternative pipeline routes, such as schools. There are no schools in the immediate vicinity of either of the proposed pipeline routes. Section 4.2.8 describes regulations regarding pipelines, including the requirement to establish public education programs to prevent and respond to pipeline emergencies. Section 4.2.8.4 contains information on the estimated risk of Project pipeline incidents. Section 4.16.1.2 describes emergency planning and response capabilities in the Project area.

The proposed pipelines within Oxnard city limits would meet standards that are more stringent than those of existing pipelines because they would meet the minimum design criteria for a U.S. Department of Transportation (USDOT) Class 3 location. Also, MM PS-4c includes the installation of additional mainline valves equipped with either remote valve controls or automatic line break controls. SoCalGas operates high-pressure natural gas pipelines throughout Southern California.

Section 4.13.1.3 contains information on standards school districts must meet to qualify for State school bond funds for the acquisition of a new school site and construction of a new school facility.

Section 4.2.8 contains information on safety requirements for pipelines.

**L007-3**

The distribution list for the document is provided in Appendix A. The Ocean View School District has been added to the list. In accordance with NEPA and the CEQA regulations, the lead Federal and State agencies have responded specifically to all comments, both oral and written, that concern the Project's environmental issues received during public comment periods. All comments and responses are included in this Final EIS/EIR.



I have read through the Public Safety section of the Draft EIR/EIS and I do not see any specific details for emergency preparations at public schools. The pipeline will be near many school sites. The district needs further clarification on what exactly will happen if a leak or explosion takes place along the pipeline route near school sites. Please include me, electronically, in all public notices and/or documents regarding this project. Thank You, Ed Diaz

L005-1

L005-2

L005-1

The Project has been modified since issuance of the October 2004 Draft EIS/EIR. Section 4.13.1 discusses sensitive land uses such as schools. There are no schools in the immediate vicinity of either of the proposed pipeline routes. Section 4.2.8 describes regulations regarding pipelines, including the requirement to establish public education programs to prevent and respond to pipeline emergencies. Section 4.16.1.2 describes emergency planning and response capabilities in the Project area.

L005-2

Your name has been added to the mailing list.

The Oxnard School District is a K-8 district with enrollment of 16,000 plus students. We are concerned that this (LNG) Cabrillo Port is moving ahead rapidly without sufficient information about the location of the pipeline; as well as potential associated dangers. L019-1

The Oxnard area is growing in population and future school sites must be identified. It is important that this information be considered by LNG and discussed accordingly in public meetings before decisions are finalized. Appropriate available land for school sites in the Oxnard area is becoming less due to population growth. The LNG project has the potential to further restrict the identification and purchase of needed school sites. We are unsure of how extensive the research/study is regarding the school equation. L019-2

We are, at a minimum, requesting a (60) sixty day delay in the LNG decision making process in order to provide in-depth discussions on the impact the LNG project would have on existing schools and planned school facilities expansion. L019-3

We have insufficient information at this time to support the LNG Project.

It is asked that serious consideration be given to this request for an extended hearing time.

#### L019-1

Section 4.13.1 contains information on sensitive land uses in proximity to proposed and alternative pipeline routes, such as schools. There are no schools in the immediate vicinity of either of the proposed pipeline routes. Section 4.2.8 describes regulations regarding pipelines, including the requirement to establish public education programs to prevent and respond to pipeline emergencies. Section 4.2.8.4 contains information on the estimated risk of Project pipeline incidents. Section 4.16.1.2 describes emergency planning and response capabilities in the Project area.

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#### L019-2

Section 4.13.1.3 contains information on standards school districts must meet to qualify for State school bond funds for the acquisition of a new school site and construction of a new school facility. Section 4.13.1.3 contains revised text regarding possible school sites, and Figure 4.13-6 shows the locations of possible school sites in the vicinity of Ormond Beach.

#### L019-3

All deepwater port applications fall under the authority of the Deepwater Port Act, which requires that a decision on the application be made within 330 days of the publication of the Notice of Application in the Federal Register. The Notice of Application for the Cabrillo Port Project was published in the Federal Register on January 27, 2004. Although the comment period (53 days) could not be extended at that time, a Revised Draft EIR was recirculated in March 2006 under the CEQA for an additional public review period of 60 days. Section 1.4.1 contains additional information on this topic.

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certify the EIR and make the decision whether to grant a lease. The California Coastal Commission will also hold a hearing. Comments received will be evaluated before any final decision is made regarding the proposed Project.

Sholly, Brian

Date: 12/20/04

From: Diana Field [fieldd@oxnardsd.org]  
Sent: Monday, December 20, 2004 3:48 PM  
To: 'Salvador Godoy'; 'Randy Winton'; ogginsc@slc.ca.gov  
Cc: jdannenber@huensd.k12.ca.us; jpuglisi@mesa.k12.ca.us; garyd@mail.oxnardsd.org; ncarroll@ovsd.k12.ca.us; 'Darrel Taylor'; 'Edward Diaz'; hpickrel@rio.k12.ca.us; pfaverty@rio.k12.ca.us; canadyr@vcss.k12.ca.us; weis@vcss.k12.ca.us; char@pjhmsw.com; maria.cobian@mail.house.gov; 'Darrel Taylor'; 'Edward Diaz'  
Subject: RE: Comment-Cabrillo Port EIR

Thanks for sharing. I believe this is a important issue.

-----Original Message-----

From: Salvador Godoy [mailto:sgodoy@oxnardsd.org]  
Sent: Monday, December 20, 2004 2:59 PM  
To: 'Randy Winton'; ogginsc@slc.ca.gov  
Cc: jdannenber@huensd.k12.ca.us; jpuglisi@mesa.k12.ca.us; garyd@mail.oxnardsd.org; ncarroll@ovsd.k12.ca.us; Darrel Taylor; Edward Diaz; hpickrel@rio.k12.ca.us; pfaverty@rio.k12.ca.us; canadyr@vcss.k12.ca.us; weis@vcss.k12.ca.us; char@pjhmsw.com; maria.cobian@mail.house.gov; Darrel Taylor; Edward Diaz; 'Diana Field (E-mail)'  
Subject: RE: Comment-Cabrillo Port EIR

-----Original Message-----

From: Randy Winton [mailto:rwinton@ouhsd.k12.ca.us]  
Sent: Friday, December 17, 2004 4:40 PM  
To: ogginsc@slc.ca.gov  
Cc: jdannenber@huensd.k12.ca.us; jpuglisi@mesa.k12.ca.us; garyd@mail.oxnardsd.org; sgodoy@oxnardsd.org; hpickrel@rio.k12.ca.us; ediaz@oxnardsd.org; ncarroll@ovsd.k12.ca.us; dtaylor@oxnardsd.org; pfaverty@rio.k12.ca.us; canadyr@vcss.k12.ca.us; weis@vcss.k12.ca.us; char@pjhmsw.com; maria.cobian@mail.house.gov  
Subject: Comment-Cabrillo Port EIR

December 17, 2004

California State Lands Commission  
100 Howe Avenue, Suite 100-South  
Sacramento, CA 95825

Attention: Cy R. Oggins

Reference: Cabrillo Port Liquefied Natural Gas Deepwater Port  
State Clearing House #2004021107

At a meeting last week, the California Department of Education School Facilities Planning Division informed us that because of federal guidelines a 60-day extension of time to submit comments to be included in the Cabrillo Port LNG Deepwater Port EIS/EIR will not be granted.

Please accept this letter as a comment.

1. The Santa Barbara Channel Alternative/Gonzales Road Pipeline (blue line) is located immediately adjacent to Thurgood Marshall Elementary School and in close proximity to a proposed junior high school site. Additionally, this line is in close proximity to two elementary schools (ES): Emile Ritchen and Norman R. Brekke ES.

We ask that this proposed pipeline be relocated a safe distance from the above mentioned schools and proposed school sites in accordance with Title

L009-1

All deepwater port applications fall under the authority of the Deepwater Port Act, which requires that a decision on the application be made within 330 days of the publication of the Notice of Application in the Federal Register. The Notice of Application for the Cabrillo Port Project was published in the Federal Register on January 27, 2004. Although the comment period (53 days) could not be extended at that time, a Revised Draft EIR was recirculated in March 2006 under the CEQA for an additional public review period of 60 days. Section 1.4.1 contains additional information on this topic.

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L009-2

Section 4.13.1 discusses the proximity of the proposed pipeline routes to residences and schools. Section 4.13.5.2 contains an updated list of churches, schools, daycare facilities, shopping centers, and hospitals within 0.25 mile (0.4 km) of the Santa Barbara Channel/Mandalay Shore Crossing/Gonzales Road Pipeline Alternative.

L009-3

The Santa Barbara Channel/Mandalay Shore Crossing/Gonzales Road Pipeline Alternative is not the proposed route, rather it is an alternative route. Section 4.2.8 contains information on safety requirements for pipelines. Section 4.13.1.3 contains information on standards school districts must meet to qualify for State school bond funds for the acquisition of a new school site and construction of a new school facility.

L009-1

L009-2

L009-3

V, California Code of Regulations, Section 14010 (h) or that payment be made to Oxnard Union High School District to relocate these three schools.

We ask that this proposed pipeline be relocated a safe distance from the above mentioned proposed high school site in accordance with Title V, California Code of Regulations, Section 14010 (h) or that payment be made to Oxnard School District for mitigation costs of existing sites and the cost to identify a replacement site and all costs incurred for site research and purchase for the current proposed site. In addition, the District be reimbursed for the cost differential of a new suitable replacement site.

L009-3  
cont'd

2. At the Open House Session of the Cabrillo Port LNG Deepwater Port public meeting held in Oxnard on Tuesday, November 30, 2004, representatives of Oxnard School District were told by representatives of Ecology and Environment, Inc. that property owners near the proposed pipelines were notified directly about the proposed project. The notification list on hand at the public hearing did not include Oxnard School District.

L009-4

Since the proposed Gonzales pipelines was routed immediately adjacent to an existing elementary school, why was Oxnard School District excluded from the notification list?

Thank you for including this correspondence as a comment in the Cabrillo Port Deepwater Port Environmental Impact Report.

Salvador Godoy, AIA  
Director of Facilities  
Oxnard School District  
805-487-3918x338 tel.  
805-240-7945 fax.

L009-4

A Revised Draft EIR was recirculated under the CEQA for an additional public review period of 60 days. Sections 1.4 and 1.5.3.2 contain additional information on this topic. The distribution list for the document is provided in Appendix A. Oxnard School District has been added to the list.





309 South 'K' Street  
Oxnard, CA 93030

December 17, 2004

**BOARD OF TRUSTEES**

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6366-04-16877-7546  
Docket Management Facility  
Room PL-401  
400 Seventh Street SW  
Washington, DC 20590-0001

RE: Cabrillo Port Liquefied Natural Gas Deepwater Port  
State Clearing House #2004021107

To Whom It May Concern:

We are providing the following correspondence to inform you of concerns that the Oxnard Union High School District has with respect to the Cabrillo Port Liquefied Natural Gas Deepwater Port project.

Oxnard Union High School District is currently analyzing high school site alternatives in close proximity to the Center Road Pipeline proposed and alternative routes included within your project. Public school sites must be approved by the California Department of Education (CDE). In order to have a site approved we are required to meet Title V California Code of Regulations standards (copy of regulations included). Title V, Section 10401 (h) states the following: "The site shall not be located near an above-ground water or fuel storage tank or within 1500 feet of the easement of an above ground or underground pipeline that can pose a safety hazard as determined by a risk analysis study, conducted by a competent professional, which may include certification from a local public utility commission".

In order to fully analyze the potential impacts that your project will have upon our ability to select a school site that will be approved by the CDE, we are respectfully requesting a 60 day extension of time to submit comments on your project.

Sincerely,

Randy Winton  
Assistant Superintendent, Business Services

Attachments

2004 DEC 28 A 11:52

DEPT OF TRANSPORTATION  
CLASS 3 LOCATIONS

**L003-1**

**L003-2**

L003-1

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L003-2

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received will be evaluated before any final decision is made regarding the proposed Project.



## Title 5, California Code of Regulations

### Division 1, Chapter 13, Subchapter 1

#### School Facilities Construction

#### Article 1. General Standards

**L003-3**

##### §14001. Minimum Standards.

Educational facilities planned by school districts shall be:

- a. Evolved from a statement of educational program requirements which reflects the school district's educational goals and objectives.
- b. Master-planned to provide for maximum site enrollment.
- c. Located on a site which meets California Department of Education standards as specified in Section 14010.
- d. Designed for the environmental comfort and work efficiency of the occupants.
- e. Designed to require a practical minimum of maintenance.
- f. Designed to meet federal, state, and local statutory requirements for structure, fire, and public safety.
- g. Designed and engineered with flexibility to accommodate future needs.

Note: Authority cited: Sections 17251(b) and 33031, Education Code. Reference: Section 17017.5 and 17251(b), Education Code.

#### Article 2. School Sites

##### § 14010. Standards for School Site Selection.

All districts shall select a school site that provides safety and that supports learning. The following standards shall apply:

- a. The net usable acreage and enrollment for a new school site shall be consistent with the numbers of acres and enrollment established in Tables 1-6 of the 2000 Edition, "School Site Analysis and Development" published by the California Department of Education and incorporated into this section by reference, in toto, unless sufficient land is not available or circumstances exist due to any of the following:
  1. Urban or suburban development results in insufficient available land even after considering the option of eminent domain.
  2. Sufficient acreage is available but it would not be economically feasible to mitigate geological or environmental hazards or other site complications which pose a threat to the health and/or safety of students and staff.
  3. Sufficient acreage is available but not within the attendance area of the unhoused students or there is an extreme density of population within a given attendance area requiring a school to serve more students on a single site. Choosing an alternate site would result in extensive long-term bussing of students that would cause extreme financial hardship to the district to transport students to the proposed school site.
  4. Geographic barriers, traffic congestion, or other constraints would cause extreme financial hardship for the district to transport students to the proposed school site.
- b. If a school site is less than the recommended acreage required in subsection (a) of this section, the district shall demonstrate how the students will be provided an adequate educational program including physical education as described in the district's adopted course of study.
- c. The property line of the site even if it is a joint use agreement as described in subsection (c) of this section shall be at least the following distance from the edge of respective power line easements:
  1. 100 feet for 50-133 kV line.
  2. 150 feet for 220-230 kV line.

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Thank you for the information.

3. 350 feet for 500-550 kV line.
- d. If the proposed site is within 1,500 feet of a railroad track easement, a safety study shall be done by a competent professional trained in assessing cargo manifests, frequency, speed, and schedule of railroad traffic, grade, curves, type and condition of track need for sound or safety barriers, need for pedestrian and vehicle safeguards at railroad crossings, presence of high pressure gas lines near the tracks that could rupture in the event of a derailment, preparation of an evacuation plan. In addition to the analysis, possible and reasonable mitigation measures must be identified.
- e. The site shall not be adjacent to a road or freeway that any site-related traffic and sound level studies have determined will have safety problems or sound levels which adversely affect the educational program.
- f. Pursuant to Education Code sections 17212 and 17212.5, the site shall not contain an active earthquake fault or fault trace.
- g. Pursuant to Education Code sections 17212 and 17212.5, the site is not within an area of flood or dam flood inundation unless the cost of mitigating the flood or inundation impact is reasonable.
- h. The site shall not be located near an above-ground water or fuel storage tank or within 1500 feet of the easement of an above ground or underground pipeline that can pose a safety hazard as determined by a risk analysis study, conducted by a competent professional, which may include certification from a local public utility commission.
- i. The site is not subject to moderate to high liquefaction or landslides.
- j. The shape of the site shall have a proportionate length to width ratio to accommodate the building layout, parking and playfields that can be safely supervised and does not exceed the allowed passing time to classes for the district.
- k. The site shall be easily accessible from arterial roads and shall allow minimum peripheral visibility from the planned driveways in accordance with the Sight Distance Standards established in the "Highway Design Manual," Table 201.1, published by the Department of Transportation, July 1, 1990 edition, and incorporated into this section by reference, in toto.
- l. The site shall not be on major arterial streets with a heavy traffic pattern as determined by site-related traffic studies including those that require student crossings unless mitigation of traffic hazards and a plan for the safe arrival and departure of students appropriate to the grade level has been provided by city, county or other public agency in accordance with the "School Area Pedestrian Safety" manual published by the California Department of Transportation, 1987 edition, incorporated into this section by reference, in toto.
- m. Existing or proposed zoning of the surrounding properties shall be compatible with schools in that it would not pose a potential health or safety risk to students or staff in accordance with Education Code Section 17213 and Government Code Section 65402 and available studies of traffic surrounding the site.
- n. The site shall be located within the proposed attendance area to encourage student walking and avoid extensive bussing unless bussing is used to promote ethnic diversity.
- o. The site shall be selected to promote joint use of parks, libraries, museums and other public services, the acreage of which may be included as part of the recommended acreage as stated in subsection (a) of this section.
- p. The site shall be conveniently located for public services including but not limited to fire protection, police protection, public transit and trash disposal whenever feasible.
- q. The district shall consider environmental factors of light, wind, noise, aesthetics, and air pollution in its site selection process.
- r. Easements on or adjacent to the site shall not restrict access or building placement.
- s. The cost and complications of the following shall be considered in the site selection process and should not result in undue delays or unreasonable costs consistent with State Allocation Board standards:
  1. Distance of utilities to the site, availability and affordability of bringing utilities to the site.
  2. Site preparation including grading, drainage, demolition, hazardous cleanup, including cleanup of indigenous material such as serpentine rock, and off-site development of streets, curbs, gutters and lights.
  3. Eminent domain, relocation costs, severance damage, title clearance and legal fees.
  4. Long-term high landscaping or maintenance costs.
  5. Existence of any wildlife habitat that is on a protected or endangered species list maintained by any state or federal agency, existence of any wetlands, natural waterways, or areas that may support migratory species, or evidence of any environmentally sensitive vegetation.
- t. If the proposed site is on or within 2,000 feet of a significant disposal of hazardous waste, the school district shall contact the Department of Toxic Substance Control for a determination of whether the property should be considered a Hazardous Waste Property or Border Zone Property.
- u. At the request of the governing board of a school district, the State Superintendent of Public Instruction may grant exemptions to any of the standards in this section if the district can demonstrate that mitigation of specific circumstances overrides a standard without compromising a safe and supportive school environment.

Note: Authority cited: Sections 17251(b) and 33031, Education Code. Reference: Sections 17212, 17212.5,



17213, 17251(b), 17251(f), and 25220, Education Code; Section 65402, Government Code; Section 25220, Health and Safety Code; Sections 21372, 22350, 22352, 22358.4, and 22358.5, Vehicle Code; and Sections 1859.74 and 1859.75(b), Title 2, California Code of Regulations.

#### § 14011. Procedures for Site Acquisition State-Funded School Districts.

A state-funded school district is defined as a school district having a project funded under Chapter 12.5 (commencing with Section 17070.10) of the Education Code. A state-funded school district, before acquiring title to real property for school use, shall obtain written approval from the California Department of Education using the following procedures:

- a. Request a preliminary conference with a consultant from the School Facilities Planning Division and in consultation review and evaluate sites under final consideration.
- b. Contact the School Facilities Planning Division of the California Department of Education to obtain a "School Facilities Planning Division Field Site Review," form SFPD 4.0, published by the California Department of Education, as last amended in December 1999 and incorporated into this section by reference, in toto, which lists the site options in order of merit according to the site selection standards delineated in Section 14010.
- c. Prepare a statement of policies as delineated on the "School Facilities Planning Division School Site Report," form SFPD 4.02, as last amended in December 1999 and incorporated into this section by reference, in toto, covering the range and organization of grades to be served, the transportation of pupils, and the ultimate maximum pupil enrollment to be housed on the site. Prepare a statement showing how the site is appropriate in size as justified by the school district's Facilities Master Plan, including acreage increases above the California Department of Education recommendation made to compensate for off-site mitigation. A school district may choose, in place of a master plan, a developer fee justification document or a five-year plan if it addresses enrollment projections, needed schools, and site sizes.
- d. Prepare maps showing present and proposed school sites, significant roads or highways, unsanitary or hazardous installations, such as airports or industries and the indicated boundary of the pupil attendance area to be served as delineated on form SFPD 4.02.
- e. Meet with appropriate local government, recreation, and park authorities to consider possible joint use of the grounds and buildings and to coordinate the design to benefit the intended users as required by Education Code Section 35275.
- f. Give written notice to the local planning agency having jurisdiction, to review the proposed school site or addition to an existing school site and request a written report from the local planning agency of the investigations and recommendations for each proposed site with respect to conformity with the adopted general plan as required by Public Resource Code Section 21151.2 and Government Code Section 65402.
- g. Comply with Education Code sections 17212 and 17212.5, with particular emphasis upon an engineering investigation made of the site to preclude locating the school on terrain that may be potentially hazardous:
  1. The geological and soils engineering study shall address all of the following:
    - A. Nature of the site including a discussion of liquefaction, subsidence or expansive soils, slope, stability, dam or flood inundation and street flooding.
    - B. Whether the site is located within a special study zone as defined in Education Code Section 17212.
    - C. Potential for earthquake or other geological hazard damage.
    - D. Whether the site is situated on or near a pressure ridge, geological fault or fault trace that may rupture during the life of the school building and the student risk factor.
    - E. Economic feasibility of the construction effort to make the school building safe for occupancy.
  2. Other studies shall include the following:
    - A. Population trends
    - B. Transportation
    - C. Water supply
    - D. Waste disposal facilities
    - E. Utilities
    - F. Traffic hazards
    - G. Surface drainage conditions
    - H. Other factors affecting initial and operating costs.
- h. Prepare an environmental impact report, or negative declaration in compliance with the Environmental Quality Act, Public Resources Code, Division 13, (commencing with Section 21000 with particular attention to Section 21151.8). As required by Education Code Section 17213, the written findings of the environmental impact report or negative declaration must include a statement verifying that the site to be acquired for school purposes is not currently or formerly a hazardous, acutely hazardous substance release, or solid waste disposal site or, if so, that the wastes have been removed. Also, the written findings must state that the site does not contain pipelines which

carry hazardous wastes or substances other than a natural gas supply line to that school or neighborhood. If hazardous air emissions are identified, the written findings must state that the health risks do not and will not constitute an actual or potential danger of public health of students or staff. If corrective measures of chronic or accidental hazardous air emissions are required under an existing order by another jurisdiction, the governing board shall make a finding that the emissions have been mitigated prior to occupancy of the school.

- i. Consult with, or demonstrate that the lead agency, if other than the district preparing the environmental impact report or negative declaration, has consulted with the appropriate city/county agency and with any air pollution control district or air quality management district having jurisdiction, concerning any facilities having hazardous or acutely hazardous air emissions within one-fourth of a mile of the proposed school site as required by Education Code Section 17213.
- j. For purposes of Environmental Site Assessment, school districts shall comply with Education Code sections 17210.1, 17213.1, and 17213.2.
- k. Follow the recommendations of the State Superintendent of Public Instruction report based upon the Department of Transportation, Division of Aeronautics, findings, if the proposed site is within two miles of the center line of an airport runway or proposed runway as required by Education Code Section 17215.
- l. Follow the standards for school site selection in Section 14010 of this article.
- m. Conduct a public hearing by the governing board of the school district as required in Education Code Section 17211 to evaluate the property using the standards described in Section 14010 of this article. The school district's facility advisory committee may provide an evaluation of the proposed site to the governing board.
- n. Submit the request for exemption from a standard in Section 14010 of this article, with a description of the mitigation that overrides the standard, to the California Department of Education.
- o. Certify there are no available alternative school district-owned sites for the project deemed usable for school purposes by the California Department of Education or certify that the school district intends to sell an available alternative school district-owned site and use the proceeds from the sale for the purchase of the new school site.

Note: Authority cited: Sections 17251(b) and 33031, Education Code. Reference: Sections 17070.50, 17072.12, 17210.1, 17211, 17212, 17213, and 17251(b), Education Code; Sections 2621 et seq., 21000 et seq., 21151.2, 21151.8, and 21152.3, Public Resources Code; Section 65402, Government Code; and Sections 1859.74, 1859.74.1, and 1859.75, Title 2, California Code of Regulations.

#### **§ 14012. Procedures for Site Acquisition - Locally-Funded School Districts.**

A locally-funded school district is defined as a school district with a project not applying for funding from any state program administered by the State Allocation Board as defined in Chapter 12.0 (commencing with Section 17000) or Chapter 12.5 (commencing with Section 17070.10) of the Education Code. A locally-funded school district, before acquiring title to real property for school use, shall:

- a. Evaluate the property using the standards established in Section 14010 and items (e) through (1) in Section 14011;
- b. Comply with terms of the complaint investigation described in Section 14012(d); and
- c. May request advice from the California Department of Education as described in *Education Code* Section 17211(a).
- d. Prepare documentation of and retain for purposes of a complaint investigation the exemption from the standard in Section 14010 of this article with a description of the mitigation that overrides the standard. Locally-funded school districts may request from the California Department of Education a review of the adequacy of the mitigation measure.
- e. Comply with Education Code Section 17268 regarding potential safety or health risks to students and staff.

Note: Authority cited: Sections 17251(b) and 33031, Education Code. Reference: Sections 17072.3, 17251(a) and (b), and 17268, Education Code.

### **Article 4. Standards, Planning and Approval of School Facilities**

#### **§ 14030. Standards for Development of Plans for the Design and Construction of School Facilities.**

The following standards for new schools are for the use of all school districts for the purposes of educational appropriateness and promotion of school safety:

- a. **Educational Specifications.** Prior to submitting preliminary plans for the design and construction of school facilities, and as a condition of final plan approval by CDE, school board-approved educational specifications for school design shall be prepared and submitted to the California Department of Education based on the school district's goals, objectives, policies and community



- input that determine the educational program and define the following:
1. Enrollment of the school and the grade level configuration.
  2. Emphasis in curriculum content or teaching methodology that influences school design.
  3. Type, number, size, function, special characteristics of each space, and spatial relationships of the instructional area that are consistent with the educational program.
  4. Community functions that may affect the school design.
- b. **Site Layout.** Parent drop off, bus loading areas, and parking shall be separated to allow students to enter and exit the school grounds safely unless these features are unavailable due to limited acreage in urban areas or restrictive locations, specifically:
1. Buses do not pass through parking areas to enter or exit school site unless a barrier is provided that prevents vehicles from backing directly into the bus loading area.
  2. Parent drop off area is adjacent to school entrance and separate from bus area and parking.
  3. Vehicle traffic pattern does not interfere with foot traffic patterns. Foot traffic does not have to pass through entrance driveways to enter school. Crosswalks are clearly marked to define desired foot path to school entrance.
  4. Parking stalls are not located so vehicles must back into bus or loading areas used by parents. Island fencing or curbs are used to separate parking areas from loading/unloading areas.
  5. To provide equal access to insure the purposes of the least restrictive environment, bus drop off for handicapped students is in the same location as for regular education students.
- c. **Playground and Field Areas.** Adequate physical education teaching stations shall be available to accommodate course requirements for the planned enrollment, specifically:
1. A variety of physical education teaching stations are available to provide a comprehensive physical education program in accordance with the district's adopted course of study (including hardcourt, field area and indoor spaces).
  2. The physical education teaching stations are adequate for the planned student enrollment to complete the minimum instruction and course work defined in *Education Code* sections 51210(g), 51220(d) and 51225.3(a)(1)(F).
  3. Supervision of playfields is not obstructed by buildings or objects that impair observation.
  4. Joint use for educational purposes with other public agencies is explored. Joint use layout with parks is not duplicative and fulfills both agencies' needs.
- d. **Delivery and Utility Areas.** Delivery and service areas shall be located to provide vehicular access that does not jeopardize the safety of students and staff:
1. Delivery/utility vehicles have direct access from the street to the delivery area without crossing over playground or field areas or interfering with bus or parent loading unless a fence or other barrier protects students from large vehicle traffic on playgrounds.
  2. Trash pickup is fenced or otherwise isolated and away from foot traffic areas.
- e. **Future Expansion.** Site layouts shall have capability for expansion without substantial alterations to existing structures or playgrounds:
1. Site layout designates area(s) for future permanent or temporary additions that are compatible with the existing site plans for playground layout and supervision.
  2. Utilities to the expansion area are included in the plans and have the capacity to accommodate anticipated growth.
  3. Exits, corridors, stairs, and elevators are located to accommodate capacity of additions, particularly in such buildings added as the multi-purpose/cafeteria, administration, gymnasium/or auditorium.
- f. **Placement of Buildings.** Building placement shall consider compatibility of the various functions on campus and provide optimum patterns of foot traffic flow around and within buildings. Site layout of buildings, parking, driveways, and physical education areas shall be adequate to meet the instructional, security and service needs of the educational programs:
1. Building placement is compatible with other functions on campus; e.g., band room is not next to library.
  2. Physical relationship of classrooms, auxiliary, and support areas allows unobstructed movement of staff and students around the campus.
  3. Building placement has favorable orientation to wind, sun, rain, and natural light.
  4. Restrooms are conveniently located, require minimum supervision, and, to the extent possible, are easily accessible from playground and classrooms.
  5. Parking spaces are sufficient for staff, visitors, and students (where applicable).
  6. The campus is secured by fencing and electronic devices such as code entries, electronic monitoring or motion sensors when needed.
- g. **Classrooms.** Classrooms at new school sites shall have adequate space to perform the curriculum functions for the planned enrollment as described in the school district's facility master plan, specifically:
1. Classroom size standards:
    - A. General classrooms, grades one through twelve are not less than 960 square feet.
    - Classrooms proposed of less than 960 square feet require written justification to be

- submitted to and approved by the State Superintendent of Public Instruction. Adjacent instructional space shall be included in the calculation of square feet for purposes of approving classroom design.
- B. Proposed classrooms of less than 960 square feet have written justification consistent with the educational program and curriculum indicating that the district's education program can be delivered in the proposed size classrooms.
2. Total classroom space meets or exceeds the capacity planned for the school using the district's classroom loading standards in accordance with State Allocation Board policy.
  3. Consideration is given to some classrooms which are easily alterable in size and shape at a reasonable cost.
  4. Conduit/cabling and outlets are available for technology in each classroom to provide network and stand alone equipment related to the planned and future potential educational functions.
- h. **Specialized Classrooms and Areas.** Specialized classrooms shall be designed to reflect the function planned for that portion of the educational program. If any of the following classrooms are needed, these standards apply:
1. **Small-Group Areas.**
    - A. Small-group instruction areas are not included in the computation of classroom size unless the area is an integral part of the classroom and can be visibly supervised by a teacher from the classroom.
    - B. Small-group instruction areas are designed to allow for collaborative learning opportunities where appropriate to support the regular education program and are located in the vicinity of classrooms.
  2. **Kindergarten Classrooms.**
    - A. Kindergarten classroom size for permanent structures is not less than 1350 square feet, including restrooms, storage, teacher preparation, wet and dry areas.
    - B. Kindergarten classrooms are designed to allow supervision of play yards (unless prevented by site shape or size) and all areas of the classroom.
    - C. Play yard design provides a variety of activities for development of large motor skills.
    - D. Classrooms are located close to parent drop-off and bus loading areas.
    - E. Storage, casework, and learning stations are functionally designed for use in free play and structured activities; e.g., shelves are deep and open for frequent use of manipulative materials.
    - F. Windows, marking boards, sinks, drinking fountains, and furniture are appropriate heights for kindergarten-age students.
    - G. Restrooms are self-contained within the classroom or within the kindergarten complex.
  3. **Special Education Classrooms and Areas.**
    - A. A new school designates at least 240 square feet for the resource specialist program and provides additional space in accordance with the allocations in Education Code Section 17747(a) as larger enrollments are being planned.
    - B. A new school designates at least 200 square feet for the speech and language program which is close to classrooms when an individualized instruction program is necessary.
    - C. A new school designates office area for the psychologist/counseling program which provides for confidentiality and may be shared with other support service programs.
    - D. Special day classrooms are at least the same size as regular education classrooms at that site and are properly equipped for the students who will occupy the space, for their age and type of disabling condition.
    - E. The square footage allowance in Education Code Section 17747(a) for special day class programs is used for the design of classroom space and other space on the campus to support the special education program. The support space includes but is not limited to speech specialist area, psychologist, counseling offices and conference area.
    - F. Special day classrooms are distributed throughout the campus with age appropriate regular education classrooms.
    - G. A cluster of two special day classrooms may be considered if support or auxiliary services (e.g., bathrooming, feeding, physical or occupational therapy) are needed to serve the students throughout the school day.
    - H. A conference area is available to conduct annual individualized education program meetings for each special education student.
    - I. Medical therapy units, if planned for the site, are close to visitor parking areas and accessible after school hours.
- i. **Laboratories shall be designed in accordance with the planned curriculum.**
1. **Science laboratory:**
    - A. Size is at least 1300 square feet including storage and teacher preparation area.



- B. Science laboratory design is consistent with the requirements for proper hazardous materials management specified in both the "Science Facilities Design for California Public Schools," published by the California Department of Education, 1993, and the "Science Safety Handbook for California Public Schools," published by the California State Department of Education, 1999.
  - C. Accommodations are made for necessary safety equipment and storage of supplies; e.g., fire extinguisher, first aid kit, master disconnect valve for gas.
  - D. Secured storage areas are provided for volatile, flammable, and corrosive chemicals and cleaning agents.
  - E. Properly designated areas are provided with appropriate ventilation for hazardous materials that emit noxious fumes, including a high volume purge system in the event of accidental release of toxic substances which may become airborne.
  - F. Exhaust fume hoods, eye washes, deluge showers are provided.
  - G. Floor and ceiling ventilation is provided in areas where chemicals are stored.
  - H. Room is provided for movement of students around fixed-learning stations.
  - I. There is the capability for technology which complements the curriculum.
  - J. Classrooms are flexibly designed to insure full student access to laboratory stations and lecture areas.
2. Consumer Home Economics laboratory:
- A. There is room for movement of students around fixed learning stations.
  - B. Cooking equipment reflects current home food preparation practices and/or commercial food preparation simulation.
  - C. There is the capability for technology which complements portions of the curriculum, such as fashion design, consumer economics, and nutritional analysis of foods.
  - D. There is space for industrial or home sewing equipment consistent with the planned curriculum.
  - E. There is storage for student projects and supplies.
  - F. Space for work tables is provided for such activities as cutting fabric or completing interior design projects.
  - G. Lecture area is provided.
  - H. At least 1300 square feet is allocated for each laboratory.
  - I. If part of the planned program, space for a child care area or for laboratory to teach child growth and development is provided.
3. Industrial and Technology/Education Laboratory:
- A. Room is provided for movement of students around fixed learning stations.
  - B. Flexible stations with sufficient outlets and power source for industrial type equipment is provided.
  - C. Space is provided for various simulations of job-related experiences and laboratory work stations.
  - D. There is capability to utilize technology which complements the curriculum, such as computer-aided graphics, electronics and specialized tools.
  - E. There is lecture area within each laboratory or near the laboratory area where appropriate.
  - F. There are accommodations for necessary health and safety equipment, such as fire extinguisher and first aid kit.
  - G. Secured storage areas for volatile, flammable and corrosive chemicals and cleaning agents are provided where appropriate.
  - H. There are properly designated areas with appropriate ventilation for the use of hazardous material that emit noxious fumes or excessive dust particles.
  - I. Proper storage and removal access for hazardous waste materials is provided in each laboratory using such materials.
4. Computer Instructional Support Area:
- A. If a standard classroom is being designated as a computer laboratory, size is at least 960 square feet.
  - B. Room is provided for movement of students around learning stations.
  - C. Sufficient outlets, power sources, and network links for the amount of equipment are provided.
  - D. Proper ventilation is provided.
  - E. Room provides for security of equipment.
  - F. Lighting minimizes screen glare and eye strain.
5. Art Studios:
- A. Sufficient square feet per student should be allotted for movement and work around easels and project tables.



- B. Location on the ground floor should be considered for easy movement of heavy supplies and projects.
  - C. Appropriate display space should be provided.
  - D. Adequate electrical outlets should be provided.
  - E. Adequate ventilation for dust and fumes should be provided.
  - F. Room should be able to be darkened for projectable imagery.
  - G. Sinks should be provided with traps for grease and clay.
  - H. Floor and all surfaces should be easily cleanable.
  - I. Sufficient and secure storage for supplies and projects should be provided.
  - J. Devices and spaces should be provided for drying projects.
  - K. Kiln should be located in a safe, properly wired and ventilated area.
6. Music Rooms:
- A. Size and height of instrumental and choral rehearsal rooms should be sufficient to allow for movement of students and instruments, various presentation arrangements, and acoustical quality.
  - B. Running water should be provided for instrument maintenance and clean up.
  - C. Rooms should be acoustically isolated from the rest of the school.
  - D. Sufficient, secure storage space should be provided for instruments, equipment, and instructional materials.
  - E. Music rooms should have convenient access to auditorium.
  - F. Small ensemble rehearsal rooms of 350 square feet should be considered.
  - G. Several practice rooms of at least 50 square feet should be considered.
7. Dance Studios:
- A. Dance studios should be free from distractions and uninvited spectators.
  - B. Dance studios should be convenient to school auditorium.
  - C. Adequate temperature and ventilation should be provided.
  - D. Sprung wooden floors should be considered.
  - E. Dance studio should have mirrors, ballet bars, and electrical outlets.
  - F. Storage area and locker rooms should be provided.
  - G. A minimum of 2000 square feet (or 3,500 square feet if performance space is needed) should be considered.
8. Theater/Auditorium:
- A. General design should have adequate seating capacity reflecting the needs of the instructional program.
  - B. Seating portion should be ramped for comfortable sight lines.
  - C. Doors should be able to open and shut quietly.
  - D. Adequate space and electrical service should be provided to accommodate necessary and innovative stage lighting and set design.
  - E. Adequate space should be allowed between front row seats and stage to accommodate an orchestra area.
  - F. Location should provide convenient public access and parking while considering the security of the rest of the school campus.
- j. **Gymnasium, Shower/Locker shall be designed to accommodate multiple use activities in accordance with the planned enrollment:**
- 1. The gymnasium is secured from other parts of the campus for evening and weekend events or for public use purposes.
  - 2. The shower/locker area is of sufficient size to allow students enrolled in the physical education program to shower and dress each period.
  - 3. Toilets are available for the public in facilities intended for shared community use other than in shower/locker areas.
  - 4. Office space is provided for physical education teachers.
  - 5. Space is available for specialized age-appropriate physical education activities such as weight lifting, exercise equipment usage, aerobics.
- k. **Auxiliary Areas.**
- 1. Multipurpose/cafeteria area (indoor or outdoor) shall be adequately sized and flexibly designed to protect students from the elements and to allow all students adequate eating time during each lunch period and to accommodate such uses as physical education activities, assemblies, and extracurricular activities:
    - A. Tables and benches or seats are designed to maximize space and allow flexibility in the use of the space.
    - B. The location is easily accessible for student and community use, but is close to street for delivery truck access.
    - C. Stage/platform may have a dividing wall to be used for instructional purposes but is

- not intended as a classroom.
- D. Area for the cafeteria line is designed for the flow of traffic for each lunch period.
- E. Design of kitchen reflects its planned function; e.g., whether for food preparation or warming only.
- F. Space is available for refrigeration and preparation of foods to accommodate maximum number of students planned for the school.
- G. Office, changing, and restroom area for food preparation staff is available and shall comply with local department of health requirements.
- H. Ceiling height allows for clearance of light fixtures for physical education activities.
- 2. **Administrative Office.** The administrative office shall have sufficient square footage to accommodate the number of staff for the maximum enrollment school district and shall be designed to efficiently conduct the administrative functions, specifically:
  - A. Students have direct confidential access to pupil personnel area.
  - B. Counter tops are accessible for an age-appropriate population both at a standing and wheelchair level.
  - C. Clerical staff have a clear view of nurse's office.
  - D. The nurse's office has a bathroom separate from staff bathroom(s) in administration area.
  - E. Space for private conference and waiting area is available.
  - F. Capability for such computer networking functions as attendance accounting and communicating to each classroom is considered.
  - G. A faculty workroom is available for a staff size proportionate to the student population.
- 3. **Library/Media Center and Technology.** Library space shall be proportional to the maximum planned school enrollment. The size shall be no less than 960 square feet. However, to allow adaptation for changing technology and communication systems, the following is recommended:
  - two square feet per unit of ada for middle or junior high (grades 6-8);
  - four square feet per unit of ada for high school. In addition:
    - A. Provide security for technology and media equipment.
    - B. Space and capability for computer terminals is considered for student use, research and report writing.
    - C. Visual supervision from circulation desk is available to study areas, stack space, and student work centers.
    - D. Design for open and closed-circuit television, dedicated phone line, electrical outlets for stand-alone computers, and conduit connecting all instructional areas is considered.
- I. **Lighting.** Light design shall generate an illumination level that provides comfortable and adequate visual conditions in each educational space, specifically:
  - 1. Ceilings and walls are white or light colored for high reflectance unless function of space dictates otherwise.
  - 2. Lights do not produce glare or block the line of sight.
  - 3. Window treatment allows entrance of daylight but does not cause excessive glare or heat gain.
  - 4. Fixtures provide an even light distribution throughout the learning area.
  - 5. Light design follows the California Electrical Code found in Part 3 of Title 24 of the California Code of Regulations.
- m. **Acoustical.** Hearing conditions shall complement the educational function by good sound control in school buildings, specifically:
  - 1. The sound-conditioning in a given space is acoustically comfortable to permit instructional activities to take place in this classroom.
  - 2. Sound is transmitted without interfering with adjoining instructional spaces; e.g., room partitions are acoustically designed to minimize noise.
  - 3. The ventilation system does not transmit an inordinate sound level to the instructional program.
- n. **Plumbing.** Restroom stalls shall be sufficient to accommodate the maximum planned enrollment and shall be located on campus to allow for supervision.
  - 1. Refer to Part 5, Title 24, of the California Code of Regulations.
  - 2. Outdoor restrooms having direct outside access are located in areas that are visible from playground and are easily supervised.
- o. **Year-Round Education.** If a school is being planned for multitrack year-round operation, additional space shall be provided for associated needs:
  - 1. Additional space is available for storage of records for staff for all tracks. Additional storage space for the supplies and projects of off-track students is considered.
  - 2. Storage and planning space is available for off-track teachers or teachers not assigned to a classroom.

- p. **American Disabilities Act.** Schools shall comply with standards established by the American Disabilities Act (Public Law 101-336, Title II).
- q. **Child Care Programs.** Schools shall comply with the requirements set forth in Education Code Section 39113.5 regarding plans and specifications for new schools being designed to provide appropriate space to accommodate before-school and after-school child care programs.
- r. **Exemptions.** At the request of the governing board of a school district, the State Superintendent of Public Instruction may grant exemptions to any of the standards in this section if the district can demonstrate that the educational appropriateness and safety of a school design would not be compromised by an alternative to that standard.

Note: Authority cited: Sections 17251(c) and 33031, Education Code. Reference: Sections 17047(a), 17251(c), 17310, 51210(g), 51220(d), and 51225.3, Education Code; 1995 Uniform Plumbing Code, Appendix C, Part 2, Title 24, California Code of Regulations; and California Electrical Code, Part 3, Title 24, California Code of Regulations.

#### § 14031. Plan Approval Procedures for State-Funded School Districts.

- a. Each state-funded school district shall submit preliminary plans following the standards in Section 14030 including site utilization, elevations and floor plan drawings that describe the spaces and give the square footage and educational specifications to the California Department of Education for approval. Prior to preparation of final plans, the school district shall obtain approval of the preliminary plans from the California Department of Education.
- b. Each state-funded school district shall submit final plans including grading, site utilization, elevation, floor, lighting, and mechanical working drawings and any alterations to the educational specifications to the California Department of Education for approval.
- c. Each state-funded school district shall submit the request for exemption from a standard in Section 14030 of this article, with a description of how the educational appropriateness and safety of a school design would not be compromised by deviation from the standard, to the California Department of Education.

Note: Authority cited: Sections 17251(c), and 33031, Education Code. Reference: Sections 17017.5(c) and 17251(c), Education Code.

#### § 14032. Plan Approval for State-Funded School Districts.

The California Department of Education shall notify the district, the district's architect and the Department of General Services that the preliminary and final plans comply with the standards set forth in Section 14030. Approvals for either preliminary or final plans are in effect for a maximum of two years from the date of signed approval. School districts may request an extension of preliminary or final plan approvals if the time line exceeds one year.

Note: Authority cited: Sections 17251(c) and 33031, Education Code. Reference: Sections 17024, 17070.50, and 17251(c), Education Code.

#### § 14033. Applicability of Plan Standards to Locally-Funded School Districts.

- a. Locally-funded districts shall use the plan standards set forth in Section 14030.
- b. Locally-funded districts may request assistance from the California Department of Education to review plans and specifications for any new school construction or rehabilitation project.
- c. Locally-funded districts need not submit preliminary and final plans to the California Department of Education.
- d. Locally-funded districts shall prepare documentation of and retain for purposes of a complaint investigation the exemption from the standard in Section 14030 of this article, with a description of how the educational appropriateness and safety of a school design would not be compromised by deviation from the standard. Locally-funded districts may request from the California Department of Education a review of the adequacy of the mitigation measure.
- e. Locally-funded districts shall continue to comply fully with the requirements of Article 3 (commencing with Section 17280) and Article 6 (commencing with Section 17365) of Chapter 2, Part 23 of the Education Code (The Field Act) and submit all plans and specifications to the Department of General Services, Office of the State Architect for review and approval prior to executing a contract for the construction or alteration of a public school building or expending any public funds for such a project.

Note: Authority cited: Sections 17251(c) and (d) and 33031, Education Code. Reference: Sections 17251(d), 17280, and 17365, Education Code.

#### § 14034. Planning Guides.



The latest edition of The Guide for Planning Educational Facilities, published by the Council of Educational Facility Planners, 29 West Woodruff Avenue, Columbus, Ohio, 43210, may be used as a guide in developing school building plans.

Note: Authority cited: Sections 17251(c) and 33031, Education Code, . Reference: Section 17251(c), Education Code.

#### **§ 14035. Abandonment of Inadequate Facilities.**

Abandonment of inadequate facilities may be recommended by the California Department of Education to the State Allocation Board for approval when it appears from the estimated cost of structural rehabilitation plus the estimated cost of desirable modernization that the facility would meet the criteria for replacement established by the State Allocation Board.

Note: Authority cited: Sections 17251(c) and 33031, Education Code. Reference: Sections 16044, 16047, 16104, and 16190 through 16207, Education Code.

#### **§ 14036. Integrated Facilities.**

In accordance with Education Code Section 17047.5, for school districts constructing classrooms for special education purposes, those classrooms shall be no more physically separated from classrooms constructed for their nonhandicapped peers than those classrooms are from each other; preferably the classrooms are under the same roof and adjacent to the classrooms of their nonhandicapped peers, specifically.

- a. A new school facility is considered integrated if it meets the following criteria:
  1. Classrooms for special education are located in proximity to regular education classrooms in such a way as to encourage age-appropriate interaction among all students.
  2. Whenever possible, if relocatable classrooms are used for special education classes, the ratio of special education relocatable classrooms to permanent special education classrooms is the same as the classroom ration between relocatable classrooms and permanent classrooms for regular education students.
  3. Side-by-side school sites are not considered integrated.
- b. A waiver to acquire or newly construct a non-integrated facility is recommended the Advisory Commission on Special Education for approval only if it includes a plan to transition the individuals with exceptional needs to a regular campus setting. The waiver includes a capacity study of the existing special education classrooms in the special education local plan area (SELPA) to verify that no classrooms are available to house the population targeted in the waiver.
- c. The waiver includes justification as to why the non-integrated facility is the only option available on a long-term basis and discusses the feasibility of a short-term lease as an option to new construction or acquisition.

Note: Authority cited: Sections 17251(c) and 33031, Education Code. Reference: Sections 17047, 17047.5, 17251(c), and 56000 et seq., Education Code.

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